

Elmore
Patent Law Group

RECEIVED
CENTRAL FAX CENTER
JUL 06 2006

FACSIMILE COVER SHEET

Date: July 6, 2006

To: Examiner James Henry Alstrum Acevedo
Group No. 1616

Facsimile No.: (571) 273-8300

From: Darlene A. Vanstone, Esq.

Subject: Paper: Notice of Appeal
Docket No.: 2685.2046 US3
Applicants: Richard P. Batycky, *et al.*
Serial No.: 10/607,571
Filing Date: June 26, 2003

Number of pages including this cover sheet: 3

Please confirm receipt of facsimile: Yes X No _____

Comments:

AF

Privileged and Confidential - All information transmitted hereby is intended only for the use of the addressee(s) named above. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient(s), please note that any distribution or copying of this communication is strictly prohibited. Anyone who received this communication in error is asked to notify us immediately by telephone and to destroy the original message or return it to us at the above address via first class mail.

JUL 06 2006

Elmore
Patent Law Group

Docket No: 2685.2046 US3

Expedited Procedure under 37 C.F.R. 1.116

Examining Group 1616

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Appellants: Richard P. Batycky, Giovanni Caponetti, Mariko Childs, Elliot Ehrich,
Karen Fu, Jeffrey S. Hrkach, Wen-I Lu, Michael M. Lipp, Mei-Ling Pan and
Jason Summa

Application No: 10/607,571

Group No: 1616

Filed: June 26, 2003

Examiner: James Henry Alstrum Acevedo

Confirmation No.: 6287

Title: Inhalable Epinephrine

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
<i>Hollie Wakefield</i>	<i>7-6-06</i>
Signature	Date
HOLLIE WAKEFIELD	
Typed or printed name of person signing certificate	

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

07/07/2006 HHGUYEN1 00000105 502807 10607571

01 FC:1401 500.00 DA

Sir:

Appellants hereby appeal to the Board of Appeals from the decision dated April 6, 2006 of the Primary Examiner finally rejecting claims 140-144 and 146-173. The item(s) checked below are appropriate:

1. ☐ Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated [] for [] month(s) from [] to [].
2. ☐ A [] month extension of time to respond to the Office Action Made Final dated [] was filed on [] with payment of a \$[] fee.
☐ Applicant hereby petitions for an additional [] month extension of time to respond to the Office Action Made Final.
3. ☐ A Request for Oral Hearing before the Board of Patent Appeals and Interferences is being filed concurrently herewith.

10/607,571

4. Fees are submitted for the following:			
<input type="checkbox"/>	Extension of Time for [] month(s)	\$	
<input type="checkbox"/>	Additional Extension of Time:		
	no.)	\$	
		\$	
	Balance of fee due	\$	0
<input checked="" type="checkbox"/>	Notice of Appeal	\$	500
<input type="checkbox"/>	Other	\$	
		TOTAL \$	500

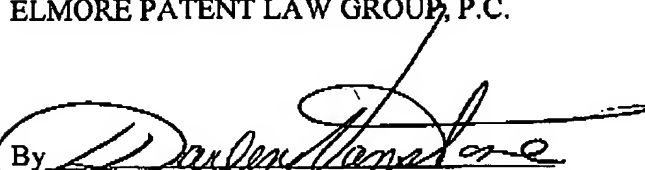
5. The method of payment for the total fees is as follows:

☐ A check in the amount of \$[] is enclosed.☒ Please charge Deposit Account No. 50287 in the amount of \$500.00.

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 502807. A copy of this document is enclosed for accounting purposes.

Respectfully submitted,

ELMORE PATENT LAW GROUP, P.C.

By 
Darlene A. Vanstone
Registration No.: 35,729
Telephone: (978) 251-3509
Facsimile: (978) 251-3973

N. Chelmsford, MA 01863

Date: July 6, 2006